

7-5-05

IFW IFW

PATENT Customer No. 22,852 Attorney Docket No. 9136.0005-00

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re A	application of:	)
VANN	NASINKAM, Joseph et al.	) Confirmation No.: 6605
Applic	cation No.: 10/764,979	) Group Art Unit: 2883
Filed:	January 26, 2004	) Examiner: BLEVINS, Jerry M.
For:	OPTICAL ROSA FOR LONG REACH OPTICAL TRANSCEIVER	) )

## MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement includes a certification as specified by Section 1.97(e)].

Each document listed in this Information Disclosure Statement was first cited in a communication from the counterpart PCT application, and this Information Disclosure Statement is being filed within three months of the mailing date of that communication.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: July 1, 2005

Gary J. Edwards Reg. No. 41,008

EXPRESS MAIL LABEL NO. EV 727732428 US

IDS Eerm Pro	/SB/08: Substitute for for	m 1449A/PTO	<del></del>	Complete if Known			
1 1 JOHN H				Application Number	10/764,979		
Î IÑF	ORMATION D	ISCLOSI	IRF	Filing Date	January 26, 2004		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				First Named Inventor	VANNIASINKAM, Joseph		
				Art Unit	2883		
BALL	(Use as many sheets	as necessary)		Examiner Name	BLEVINS, Jerry M.		
Sheet	1	of	1	Attorney Docket Number	9136.0005-00		

	U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS						
Examiner	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where		
Initials		Number-Kind Code <sup>2</sup> (if known)			Relevant Passages or Relevant Figures Appear		
		US-2002/076152 A1	06-20-2002	Hughes et al.			

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

FOREIGN PATENT DOCUMENTS						
		Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> ( <i>if known</i> )			Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			
		Copy of International Search Report Written Opinion dated June 6, 2005, received in corresponding PCT Application No. PCT/US2005/002201.			
			-		

Examiner	Date	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

EXPRESS MAIL LABEL NO. EV 727732428 US